ADMINISTRATION FILES - EDMONTON
ACCOMMODATION - EVICTION. 1983-1984

THE UNIVERSITY OF ALBERTA ARCHIVES
Accession No. 86-123
Item No. 69
Box No. 1

N. R. Collins

IN THE COURT OF QUEEN'S BENCH OF ALBERTA

JUDICIAL DISTRICT OF EDMONTON

---

No. 8303-33784

BETWEEN:

THE GOVERNORS OF THE UNIVERSITY OF ALBERTA,

Applicant,

- and -

WALTER R. FRYERS and WALTER R. FRYERS, carrying on business under the trade name and style of 11353 TECHNOCRACY INC.,

Respondent.

---

MEMORANDUM OF DECISION

of M. Funduk, Master in Chambers

---

The Respondents request for a one month extension and its letter of August 4, 1983 are completely incompatible with the position the Respondents now advocate. It is, incidentally, a position which the Respondents did not advocate until this action was commenced.

The letter of August 4, 1983 flys in the face of the Respondents now position that there was an oral three year lease.

There will be an order for possession, with possession to be given no later than two weeks after service of the formal order upon the counsel for the Respondents.

The Plaintiff will have the costs of this proceeding, any limiting rule not to apply.

M. Funduk

M. Funduk
M.C. C.Q.B.A.

DATED at Edmonton, Alberta

this 5 day of December,

1983.

Counsel: Ms. B. Howell,
Field & Field
For the Applicant

: A.R. Collins, Esq.
For the Respondent

IN THE COURT OF QUEEN'S BENCH OF ALBERTA

JUDICIAL DISTRICT OF EDMONTON

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No. 8303-33784

BETWEEN:

THE GOVERNORS OF THE UNIVERSITY OF ALBERTA,

Applicant,

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WALTER R. FRYERS and WALTER R. FRYERS, carrying on business under the trade name and style of 11353 TECHNOCRACY INC.

Respondent.

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MEMORANDUM OF DECISION

of M. Funduk, Master in Chambers

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# J.G. Moore & Associates Ltd.

Court Reporting Services - Legal Support Systems

PLEASE REPLY TO:
☑ Edmonton, Alberta
#300, One Thornton Court T5J 2E7

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#304, 610 - 8th Avenue S.W. T2P 1G5

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#202, 303 Jarvis Street Y1A 2B5

TO: A.R. Collins , Esq.
11704 - 84 Avenue
Edmonton, Alberta
T6G 0W1

DATE: November 22, 1983

FILE: 7763 1003360

*INVOICE: № 3832

RE: overnors of University of Alberta

and

Walter R. Fryers

TO: Examination on Affidavit - November 18, 1983

RE: Walter Fryers

| | |
|---|---|
| Transcript | $14.25 |
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IN THE COURT OF QUEEN'S BENCH OF ALBERTA

JUDICIAL DISTRICT OF EDMONTON

IN THE MATTER OF THE LANDLORD and Tenant Act, R.S.A. 1980, Ch. L6, as amended.

BETWEEN

THE GOVERNORS OF THE UNIVERSITY OF ALBERTA,

APPLICANT

-and-

WALTER R. FRYERS and WALTER R. FRYERS, carrying on business under the trade name and style of 11353 TECHNOCRACY INC.

RESPONDENT

A F F I D A V I T

I, WALTER R. FRYERS of the City of Edmonton in the Province of Alberta, manager, MAKE OATH AND SAY:

1. That I am the respondent herein and as such have a personal knowledge of the matters herein deposed to except where otherwise stated to be on information and belief.

2. That I have been a tenant of the Applicant for the past 6 years, originally as a tenant from monto-to-month, then under a written lease for a year which was informally renewed for 2 further terms without formal discussion with anyone on behalf of the Applicant.

3. That all of my discussions and negotiations with the Applicant during my 6 years tenancy were carried on with the manager of Hub Mall being Ruth Fraser and her predecessors in that position. It is inconceivable to me that I have been in possession of these premises for 6 years without authority from the applicant.

4. That when the said Ruth Fraser asked me to come into her office on February 28, 1983 to discuss my lease I understood that a formula was then in existence from which my precise rent would

be calculated. I was not told what the formula was; simply that my rent would be almost doubled, which I accpeted on that date.

5. That when I attended at Ruth Fraser's office to pay my rent on February 28, 1983, she specifically asked me to come up to her office to discuss my lease. I went up to her office at that time at her request to discuss the renewal of my tenancy. I had no other reason to be there and there was no other reason for her to invite me into her office. Nothing else was discussed at that time other than the renewal terms of my tenancy and I accepted her offer of renewal at the increased rent. Such an informal renewal agreement was consistent with those under which my previous written lease for 1 year had been renewed in 1978 and 1979 prior to my entering into the 3 year written lease in 1980.

6. That subsequent to my ag reement with the said Ruth Fraser to renew my tenancy at the increased rent, when I attended at the Hub Mall office to pay my rent after the expiry of my written lease I took a cheque filled in with the amount in blank to be completed at such time as the increased rent was calculated from the formula which I understood was in existence.

7. That at no time did I approach Ruth Fraser or anyone from the Applicant concerning the renewal of my tenancy and I reiterate that the said Ruth Fraser made the offer to me which I accepted as aforesaid.

8. That I make this affidavit in answer to the hearsay statements of the present Hub Mall acting manager, Anne Balik, in her affidavit

sworn herein November 15, 1983.

SWORN BEFORE ME at the City of Edmonton in the Province of Alberta this 24th day of November, 1983.

W.R. Ryers

Alan R. Collins, Solicitor & A Commissioner for Oaths in and for the Province of Alberta

No. [illegible]

IN THE COURT OF QUEEN'S BENCH OF ALBERTA

JUDICIAL DISTRICT OF EDMONTON

---

IN THE MATTER of the Landlord and Tenant Act, R.S.A. 1980. c.L-6, as amended;

BETWEEN:

THE GOVERNORS OF THE UNIVERSITY OF ALBERTA

Applicant

- and -

WALTER R. FRYERS and WALTER R. FRYERS, carrying on business under the trade name and style of 11353 TECHNOCRACY INC.

Respondent

---

AFFIDAVIT

---

Clerk of the Court
JUDICIAL DISTRICT
FILED
NOV 24 1983

Alan R. Collins

BARRISTER & SOLICITOR
EDMONTON, ALBERTA

IN THE COURT OF QUEEN'S BENCH OF ALBERTA
JUDICIAL DISTRICT OF EDMONTON

IN THE MATTER OF THE Landlord and Tenant Act, R.S.A. 1980, Ch. L-6, as amended

BETWEEN

THE GOVERNORS OF THE UNIVERSITY OF ALBERTA

Applicant

-and-

WALTER R. FRYERS and WALTER R. FRYERS, carrying on business under the trade name and style of 11353 TECHNOCRACY INC.

Respondent

A F F I D A V I T

I, WALTER R. FRYERS of the City of Edmonton in the Province of Alberta, manager, MAKE OATH AND SAY:

1. That I am the respondent herein and as such have a personal knowledge of the matters herein deposed to except where otherwise stated to be on information and belief.

2. That I have been a tenant of the applicant's premises known as "Hub Mall" since February 7th, 1977, originally on a month-to-month tenancy, then for a term of 1 year under a written lease commencing April 1st, 1977, which was renewed from year to year until April 1s, 1980, at which time I became a tenant under a written lease for a term of 3 years which expired March 31, 1983.

3. That on February 28, 1983 when I attended at the office of Ruth Fraser, manager of the Applicant's Hub Mall, to pay my rent for the month of March, 1983, she told me that when my lease was renewed the rent would increase by almost 100% as the space I occupy would become prime commercial space when the link with the Tory Building is completed. I accepted this offer of Ruth Fraser to renew

my lease on the understanding that it would be for another 3 year term and on the understanding that the rent would be approximately doubled, subject to some possible adjustments.

4. That instead of receiving for my execution a new formal written lease contract containing the agreed rent increase as offered by the said Ruth Fraser, I received a notice to vacate the premises dated June 29th, 1983, which came as a great shock to me in view of the oral agreement that had been made between Ruth Fraser and myself.

5. That I had received no prior indication from the Applicant that it intended to repudiate the oral lease agreement entered into by the said Ruth Fraser and myself. I anticipated a delay in receiving the new formal written lease contract as I understood from talking to other tenants that the process of renegotiating new lease agreements with the other tenants was taking some time.

6. That I have made all rental payments to the Applicant under my various leases and tenancies up to the end of September, 1983. On October 1983 the Applicant returned my rent cheque. I have tendered my rental payment for the month of November, 1983 to the Applicant today.

7. That I make this affidavit in answer to the Applicant's motion herein for possession of the premises which I occupy.

SWORN BEFORE ME at the City
of Edmonton in the Province
of Alberta this 1st day of
November, 1983

W.R. Fryers

A Commissioner for Oaths in and for
the Province of Alberta.
Alan R. Collins, Solicitor

No. 8303 33784 NOV 1, AD 1983

IN THE COURT OF QUEEN'S BENCH OF ALBERTA

JUDICIAL DISTRICT OF EDMONTON

IN THE MATTER of the Landlord and Tenant Act, R.S.A. 1980. c.L-6, as amended;

BETWEEN:

THE GOVERNORS OF THE UNIVERSITY OF ALBERTA

Applicant

- and -

WALTER R. FRYERS and WALTER R. FRYERS, carrying on business under the trade name and style of 11353 TECHNOCRACY INC.

Respondent

AFFIDAVIT

Alan R. Collins

BARRISTER & SOLICITOR
EDMONTON, ALBERTA

Recd 1350, 220+03
(copy)

24-81376

IN THE COURT OF QUEEN'S BENCH OF ALBERTA
JUDICIAL DISTRICT OF EDMONTON

IN THE MATTER of the Landlord and Tenant Act, R.S.A. 1980, c.L-6, as amended

BETWEEN:

THE GOVERNORS OF THE UNIVERSITY OF ALBERTA

Applicant

- and -

WALTER R. FRYERS and WALTER R. FRYERS carrying on business under the trade name and style of 11353 TECHNOCRACY INC.

Respondent

NOTICE OF MOTION

TAKE NOTICE that an application will be made by the Applicant herein before the presiding Master in Chambers at the Law Courts Building, in the City of Edmonton, in the Province of Alberta, on Friday, the 28th day of October, 1983, at the hour of 10:00 o'clock in the forenoon or so soon thereafter as counsel may be heard for an Order for recovery of possession of the premises from the Respondent as an over-holding tenant, all pursuant to the provisions of the Landlord and Tenant Act, R.S.A. c.L-6 as amended, SS.20, 27, 28, 33, 34 and 36, on the grounds that the Respondent as tenant has failed to vacate the leased premises on September 30th, 1983, all as more particularly set out in the Affidavit of Anne Belik, filed.

AND TAKE FURTHER NOTICE that in support of the said application will be read the Affidavit of Anne Belik, filed, and such further and other material as counsel may advise.

DATED at the City of Edmonton, in the Province of Alberta, this 18 day of October, 1983.

D. S. HUrr

CLERK OF THE COURT

SEAL

TO: Walter R. Fryers, carrying on business
under the trade name and style of
11353 Technocracy Inc.
9203S - 112 Street
Edmonton, Alberta

8303 33754

No. A.D. 19

IN THE COURT OF QUEEN'S BENCH OF ALBERTA

JUDICIAL DISTRICT OF EDMONTON

IN THE MATTER of the Landlord and Tenant Act, R.S.A. 1980, c.L-6, as amended

BETWEEN:

THE GOVERNORS OF THE UNIVERSITY OF ALBERTA

Applicant

- and -

WALTER R. FRYERS and WALTER R. FRYERS carrying on business under the trade name and style of 11353 TECHNOCRACY INC.

Respondent

NOTICE OF MOTION

**FIELD & FIELD**
BARRISTERS & SOLICITORS
EDMONTON, ALBERTA
24-81376

40:81376

IN THE COURT OF QUEEN'S BENCH OF ALBERTA

JUDICIAL DISTRICT OF EDMONTON

IN THE MATTER of The Landlord and Tenant Act, R.S.A. 1980, Ch. L-6, as amended

BETWEEN:

THE GOVERNORS OF THE UNIVERSITY OF ALBERTA

Applicant

- and -

WALTER R. FRYERS and WALTER R. FRYERS, carrying on business under the trade name and style of 11353 TECHNOCRACY INC.

Respondent

A F F I D A V I T

I, ANNE BELIK, Acting Manager, of the City of Edmonton, in the Province of Alberta, MAKE OATH AND SAY:

1. That I am an employee of the Applicant, The Governors of the University of Alberta, and as such have personal knowledge of the facts and matters hereinafter deposed to except where stated to be on information and belief.

2. That the Respondent entered into a tenancy agreement with the Applicant on the 26th day of February, 1980, for a period of three (3) years extending from April 1st, 1980 to March 31st, 1983, a copy of which Lease Agreement is attached hereto and marked as Exhibit "A" to this my Affidavit.

3. That the Respondent remained in possession of the leased premises after the expiration of said tenancy agreement.

4. That pursuant to the provisions of the said tenancy agreement, the

Applicant gave the Respondent notice to vacate the said premises effective August 31st, 1983; attached hereto and marked as Exhibit "B" to this my Affidavit is a copy of the said Notice of termination of tenancy, dated June 29th, 1983.

5. That on or about July 19th, 1983, the Respondent requested a further extension of the said leased premises and by letter dated August 5th, 1983, the Applicant granted a further extension to September 30th, 1983, a copy of which letter is attached hereto and marked Exhibit "C" to this my Affidavit. Attached hereto and marked Exhibit "D" to this my Affidavit is a copy of a letter from the Respondent acknowledging said extension.

6. That the Respondent failed to vacate the premises on September 30th, 1983 and continues to remain in them to date.

7. That I take this Affidavit in support of an application directing the recovery of possession of the premises by the Applicant from the Respondent.

SWORN BEFORE ME at Edmonton, )
in the Province of Alberta, )
this 18 day of October, )
1983. )

Anne Belik

B. Howell
A COMMISSIONER FOR OATHS in and
for the Province of Alberta.

BARBARA C. HOWELL
Barrister & Solicitor

LIST OF EXHIBITS:

Exhibit A - Contents page of lease. (Page 1 only)

Exhibit B - Letter of 29 June 83 to W. Fryers: Notice to Vacate, from Ruth Fraser, signing for Gail Brown, Director, Dept. of Housing & Food Services.

Exhibit C - Letter of 5 August 83 from Gail Brown to W. Fryers, granting one month's extension to 30 Sep 83.

Exhibit D - Letter from W. Fryers of 4 August 83 to Gail Brown requesting extension to 30 Sep 83.

No. 8303 33784 A.D. 19

IN THE COURT OF QUEEN'S BENCH OF ALBERTA

JUDICIAL DISTRICT OF EDMONTON

IN THE MATTER of the Landlord and Tenant Act, R.S.A. 1980. c.L-6, as amended;

BETWEEN:

THE GOVERNORS OF THE UNIVERSITY OF ALBERTA

Applicant

- and -

WALTER R. FRYERS and WALTER R. FRYERS, carrying on business under the trade name and style of 11353 TECHNOCRACY INC.

Respondent

AFFIDAVIT

**FIELD & FIELD**
BARRISTERS & SOLICITORS
EDMONTON, ALBERTA
24-81376

# 11353-A
# TECHNOCRACY
## INC.

26 Sep 83

TO:

SUBJECT: SURVEY OF ACADEMIC INTEREST IN 'TECHNOCRACY'.

1. We think it timely to make a survey of academic interest in the subject 'Technocracy' and/or 'technocracy, as described in the attachments to this note. This information could serve, in part, as a measure of the usefulness and effectiveness of this office over its six years of existence.

2. We have had this investigation in mind for a long time, to be done as much as possible by our own personnel, but limitations of time and manpower have delayed it till now. At this particular conjunction of economic crises and the uncertain status of this office, the need for this information becomes more urgent. For these reasons we must look to outside support.

3. Inasmuch as the General Faculties Council advise that the GFC cannot undertake such a survey for outside organizations we assume that the initiative must come from faculty members or departments.

4. We would appreciate your advice and cooperation in assessing the practuculity of this proposal and on means that might be used to implement it.

Walt Fryers.
Walt Fryers, Treas.

Address: 11353 A, Technocracy Inc., 9203.S 112th St., Edmonton, Alta. T6G 2C5

No statement of policy shall be binding upon the organization unless issued from Continental Headquarters of Technocracy Inc.

# 11353-A
# TECHNOCRACY
## INC.

29 Sep 83

Gail Brown, Director,
Dept. of Housing & Food Services,
University of Alberta,
Edmonton, Alta.
T6G 2H6

Dear Ms. Brown:

Although the emphasis of this Unit has been on the educational aspect of the body of thought comprising the subject 'Technocracy', the office has in fact been a retail operation of modest dimension.

During its six years of tenancy in the HUB the Unit has sold literature to the general public and to other outlets including the University Bookstore and as far afield as Winnipeg. For years it has been classified as a business by City Business Tax Assessors and by the City Business Licence Dept. In addition to holding a commercial business licence, it has paid commercial insurance rates and monthly membership dues to the HUB Merchants Association. In short, it is and has been a mercantile operation, by definition, as our accounts will show.

Additional lines of specialty books related to 'Science and Society' are being added to stock, and hours of operation will be extended to include weekday evenings for the convenience of students and the public.

We will be pleased to meet with you at your convenience to discuss our tenancy as a retail facility in concordance with your stated policies.

Yours truly,
Walter Fryers
Walter Fryers, Treas.

cc Dr. Meyer Horowitz, President
cc Mr. R. E. Phillips, Vice-President, Facilities & Services.

Address: 11353 A, Technocracy Inc., 9203.S 112th St., Edmonton, Alta. T6G 2C5

11353-A
TECHNOCRACY
INC.

28 Sep 83

Zoning Dept.
City of Edmonton,
Edmonton, Alta.

Sirs:

A zoning permit or classification to support a business licence for our business operation in the premises known as 9203.S 112th St., Edmonton. is requested.

Technocracy is a non-profit, nonsectarian and non-political membership organization with head office at Savannah, Ohio.

Our business consists of selling to the public literature and/or memberships pertaining to the organization, and we will be adding a few lines of books that relate the general theme of 'Science and Society'.

Action has been taken to obtain a non-profit registration with the Province, but this is taking more time than anticipated. In the meantime we would elect to hold a regular commercial type business licence till end of 1983.

Yours truly,
W. Byers
Walter Byers, Treas.

Address: 11353 A, Technocracy Inc., 9203.S 112th St., Edmonton, Alta. T6G [illegible]2C5

No statement of policy shall be binding upon the organization unless issued from Continental Headquarters of Technocracy Inc.

~~DEPARTMENT OF HOUSING AND PROPERTIES~~
HUB SHOPPING MALL COMPLEX
9106 - 112 Street
432-2241

EDMONTON, ALBERTA
CANADA
T6G 2C5

September 23, 1983
Rec'd 26 Sep 83

Mr. Walter Fryer
Treasurer
Technocracy
9203S - 112 Street
Edmonton, Alberta

Dear Mr. Fryer:

According to information on file we will expect that you deliver up possession of the premises known as 9203S - 112 Street on or before September 30, 1983. All fixtures and equipment are to be removed and the premises are to be left in a state of cleanliness.

Thank you for being a good HUB tenant and we wish you success in the relocation of your organization.

Yours truly,

A Belik

Anne Belik
Acting Manager
HUB Mall

AB/lb

# 11353-A
# TECHNOCRACY
## INC.

22 Sep 83

Ms. Gail Brown, Director,
Dept. of Housing & Food Services,
University of Alberta,
Edmonton, Alta.
T6G ~~2B5~~ 2H6

Dear Ms. Brown:

The General Faculties Council now has in hand a proposed survey of various University Departments to determine the academic significance of the subject 'Technocracy' ('technocracy') in present and prospective curricula. This could well bear on the nature and extent of academic accommodation available for this subject, which might provide an alternative, on campus, to the operation of this office.

As President Horowitz has indicated in recent letters: "If an activity is of such academic value that it should be on campus, perhaps one of our programs, departments or faculties should accommodate it in space assigned for academic purposes." We anticipate the University's and the President's cooperation in making that determination at the earliest possible date.

Further, discussions with the Students' Union regarding the the possibility of an arrangement for rental space on campus in the Students' Union Building, have been initiated. As you are no doubt aware, the SUB is in process of extensive re-organization. Increased space for clubs and rental space is in prospect.

Pending the outcome of these initiatives, it is desirable that we have a further extension of 'Notice to Vacate'.

Yours truly,

Walter Fryers, Treas.

Address: 11353 A, Technocracy Inc., 9203.S 112 St. Edmonton,Alta. T6G 2C5

No statement of policy shall be binding upon the organization unless issued from Continental Headquarters of Technocracy Inc.

THE UNIVERSITY OF ALBERTA
EDMONTON, CANADA
T6G 2J9

ROOM 2-5
UNIVERSITY HALL

September 20, 1983

Mr. Walt Fryers, Treasurer
11353A, Technocracy Inc.
9203.S 112th Street
Edmonton, Alberta
T6G 2C5

Dear Mr. Fryers: Re: Survey of Academic Interest in Technocracy

I am replying to your September 16, 1983 request that General Faculties Council sponsor or recommend a survey of Departments to determine interest towards the concepts of 'Technocracy' and 'technocracy.' General Faculties Council does not undertake such surveys on behalf of outside organizations.

You might proceed with your study by first perusing the course descriptions contained in the University Calendar (available in the Students' Union Bookstore) and then deciding whether or not to approach certain Departments or Faculties for more information.

Yours very truly,

(Mrs.) E. A. Solomon, Secretary
General Faculties Council

EAS/sec

cc: President M. Horowitz
Vice-President R.E. Phillips

W. R. FRYERS - IN TRUST
9203 S - 112 ST. 432-0344
EDMONTON, ALTA. T6G 2C5

021

(21 Dec 83) 1st Dec 19 83.

PAY TO THE ORDER OF University of Alberta $131 44

One hundred and thirty-one and 44/100 DOLLARS

CANADIAN IMPERIAL BANK OF COMMERCE
UNIVERSITY CAMPUS, STUDENT'S UNION BLDG.
EDMONTON, ALBERTA

W.R. Fryers.

⑆021⑈ ⑆09069⑈010⑆ 19⑈44134⑈

PCP Security

W. R. FRYERS - IN TRUST
9203 S - 112 ST. 432-0344
EDMONTON, ALTA. T6G 2C5

013

1st Nov 19 83.

PAY TO THE ORDER OF University of Alberta $131 44/100 DOLLARS

One hundred and thirty-one and 44/100

(121 Dec 83)

CANADIAN IMPERIAL BANK OF COMMERCE
UNIVERSITY CAMPUS, STUDENT'S UNION BLDG.
EDMONTON, ALBERTA

Rent: 9203.5 HUB - Nov. 83.

W.R. Fryers
in trust.

⑆013⑈ ⑆09069⑉010⑆ 19⑉44134⑈

PCP — Security

W. R. FRYERS - IN TRUST
9203 S - 112 ST. 432-0344
EDMONTON, ALTA. T6G 2C5

011

Oct 1st 1983

PAY TO THE ORDER OF University of Alberta $131 44

One hundred and thirty-one and 44/100 DOLLARS

Cancelled 31 Dec 83

CANADIAN IMPERIAL BANK OF COMMERCE
UNIVERSITY CAMPUS, STUDENT'S UNION BLDG.
EDMONTON, ALBERTA

Rent 9203.5 HUB - Oct. 83

W.R. Fryers
in trust

⑆011⑈ ⑆09069⑉010⑆ 19⑉44134⑈

PCP - Security

R. D. 11353
TECHNOCRACY INC.
9203S - 112th STREET
EDMONTON, ALBERTA
T6G 2C5

Manager, HUB,
University of Alberta,
9106 112th St.,
Edmonton, Alta.
T6G 2C5

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MANAGER - HUB  U of A

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9106 - 112 ST

City Ville  Province  Country Pays  Postal CODE postal
EDMONTON  AB  T6G 2C5

Ⓓ Office of Destination  Ⓓ Bureau destinataire

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Signature of Postmaster at Office of Delivery  Signature de l'agent du bureau de destination

Signature of Addressee or Authorized Representative  Signature du destinataire ou de son représentant

L. Brese

73479 S.E. 30 IX 1983 EDMONTON AB

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Registration N° de recommandation

Date

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Canada Post Postes Canada

On Postal Service Service des postes

Ⓑ Return to Ⓑ Retournez à

11353-A TECHNOCRACY INC.,
9203.5 112 St.,
EDMONTON, ALTA.
T6G 2C5

Info. copy

# 11353-A
# TECHNOCRACY
## INC.

14.6 Sep 83

General Faculties Council,
University of Alberta,
Edmonton, Alta.

Sirs:

The status of 'Technocracy' as an academic subject of economic and sociological significance is currently in question here at the University of Alberta. It would be timely now for the General Faculties Council to sponsor, or recommend, a survey of University Departments to determine the actual interest and the attitudes prevailing.

The urgency for such a review stems from the fact that the local office of Technocracy in the HUB Mall has been presenting this body of thought on a volunteer basis for over six years, and the continuing tenure of this office in the Mall is in question.

Several departments have called upon this office from time to time for presentations, but on an irregular and extra-curricular basis. There is evident now a growing appreciation of the basic thrust of technology in forcing social change, and further, a general awareness of the apparent inadequacy of conventional economic processes to meet the needs of the modern high-energy advanced-technology State. This 'Age of Uncertainty', as Galbraith puts it, calls for new thinking and new approaches. We submit that the analysis and proposals of Technocracy can stimulate just such a basic re-orientation. In fact the times seem appropriate for the inclusion of this body of thought in regular curricula.

A draft outline of the form which such a survey could take is attached.

Yours truly,
Walt Fryers
Walt Fryers, Treas.

cc Dr. Meyer Horowitz, Chairman, GFC.
cc Mr. R. E. Phillips, Vice-President, Facilities & Services.

Address: 11353 A, Technocracy Inc., 9203.S 112th St., Edmonton, Alta. T6G 2C5

Policy shall be binding upon the organization unless issued from Continental Headquarters of Technocracy Inc

SURVEY OF
ACADEMIC INTEREST IN "TECHNOCRACY"

The following questionaire will help in assessing the present and potential academic interest in the concepts of 'Technocracy' (Howard Scott, 1933, et al) and in 'technocracy' (Jacques Ellul, 1964, et al). A variety of academic disciplines could impinge on this topic, including economics, sociology, education, anthropology, industrial design, community planning, etc.

1. Do any of the courses offered by your department include reference to or treatment of the subject 'Technocracy' or 'technocracy'? (A distinction should be made here between the more common term 'technocracy' and 'technocrat' which are widely used in conventional economic and political discussions, and the original body of thought '<u>T</u>echnocracy' attributed to Howard Scott and his associates in the 1920's and 1930's. The latter is a non-political and non-value approach to economics in purely physical terms.) Indicate which form of the subject is treated, and the extent.

2. If 'YES':

2.1 Which courses encompass such material? Which instructors?

2.2 What source material is used? Which references?

2.3 Is it mentioned in the course outline?

2.4 Is it included in examination material?

2.5 Is it approved as subject matter for term papers or theses?

3. If 'NO':

3.1 Do any of the courses or instructors of your department consider it appropriate material for inclusion in future courses? (Again here, a distinction should be made between the philosophical or sociological treatment typified by Jacques Ellul's "The Technological Society", focussed on the French milieu, and the engineers'/technologists' analysis and projections which focus on converted energy in the American milieu as the objective criterion for the operating design of a high-energy society.)

3.2 Which courses? Which instructors?

4. Would you recommend a more comprehensive survey to determine the involvements and intentions of other educational institutions in Alberta, in Canada, in the U.S.A., etc.?

5. Would you recommend and approve of the University (and/or the Province) giving assistance to the Institute for Technocratic Studies and Design which has been proposed by the local office of Technocracy?

(Note - Please return within thirty days of date of Faculty distribution, to Secretary, GFC.)

Office of the President

The University of Alberta
Edmonton, Alberta
T6G 2J9
Telephone: 403 432-3212
403 432-3620

September 12, 1983

Mr. Walter Fryers
Treasurer
11353-2 Technocracy Inc.
9203 - 112th Street
Edmonton, Alberta
T6G 2G5

Dear Mr. Fryers:

Since writing to you on August 31st, 1983, I have examined our entire file--the original decision by Housing and Food Services, your several requests for review, and the reviews by both Associate Vice-President Rennie and Vice-President Phillips.

The decision affecting your rental of space in the HUB Mall was made with care and I have no reason to reverse these earlier decisions. Mr. Rennie and Mr. Phillips have already indicated to you why the University is aiming to have only commercial outlets in HUB.

Yours sincerely

Myer Horowitz
President

MH/mn
c.c.
Mr. R.E. Phillips - Vice-President (Facilities and Services)
Mr. A.M. Rennie - Associate Vice-President (Facilities and Services)

*Celebrating our 75th Anniversary*
*1982 - 83*

OFFICE OF THE VICE-PRESIDENT
(FACILITIES AND SERVICES)

THE UNIVERSITY OF ALBERTA
EDMONTON, ALBERTA, CANADA
T6G 2J9

IN REPLY PLEASE REFER
TO FILE

771

September 6, 1983

Mr. Walter Fryers
Treasurer
11353-A Technocracy Inc.
9203 - 112th Street
EDMONTON, Alberta
T6G 2C5

Dear Mr. Fryers,

With respect to Dr. M. Horowitz' letter to you of the 30th of August 1983, I wish to confirm with you that nothing has changed in the contents of my letter of 27th of August 1983.

Yours sincerely,

R. E. Phillips, P.Eng.
Vice-President (Facilities & Services)

REP:dj

*Celebrating our 75th Anniversary*
*1982-83*

# 11353-A
# TECHNOCRACY
INC.

1 Sep 83

TO WHOM IT MAY CONCERN:

The attached items are self-explanatory. We were given two months notice to vacate dating from end of June. We have been granted an extra month, so effective date is end of September. We are using every means at our disposal to fight this order. If we lose this office, after over six years of effort, it will virtually extinguish us functionally for an indefinite period. We urge members and others to use any influence they may have to block this unjust manoeuvre by the Director of Food and Housing of this University. We have appealed to the Board of Governors and the President of the University. Final decision is pending at this time. Some faculty members have expressed support. But it is unlikely that all our concerted efforts can reverse the present decision. However we will take our case to the media, the students, members, faculty, or wherever there is a response. Should we win a reprieve, we will need additional financing to meet a probable large rent increase. The survival of Technocracy as a public entity in Edmonton is at stake. What does it mean to you?

Walt Fryers
Walt Fryers, Treas.

Address: 11353 A, Technocracy Inc., 9203.S 112th St., Edmonton, Alta. T6G 2C5

No statement of policy shall be binding upon the organization unless issued from Continental Headquarters of Technocracy Inc

Office of the President

The University of Alberta
Edmonton, Alberta
T6G 2J9
Telephone: 403 432-3212
403 432-3620

August 31, 1983

Mr. Walter Fryers
Treasurer
11353-2 Technocracy Inc.
9203 - 112th Street
Edmonton, Alberta
T6G 2C5

Dear Mr. Fryers:

Just yesterday I wrote to you regarding your letter to me of August 29, 1983. I now know from Mr. Brian Silzer that Vice-President Phillips has already been involved.

As I mentioned yesterday, administration decisions are not reviewed by our Board. During the next week I shall examine carefully the file and your recent submission and then communicate again with you.

Yours sincerely

Myer Horowitz
President

MH/mn
c.c.
Mr. R.E. Phillips
Mr. A.M. Rennie
Mr. B.J. Silzer

*Celebrating our 75th Anniversary*
*1982 - 83*

Office of the President

The University of Alberta
Edmonton, Alberta
T6G 2J9
Telephone: 403 432-3212
403 432-3620

August 30, 1983

Mr. Walter Fryers
Treasurer
11353-A Technocracy Inc.
9203 - 112th Street
Edmonton, Alberta
T6G 2C5

Dear Mr. Fryers:

Thank you for your letter of August 29, 1983.

Administrative decisions are not reviewed by our Board. The senior person with regard to the HUB Mall is Vice-President Phillips. I am asking him to review the matter to which you refer and to communicate directly with you.

Yours sincerely

Myer Horowitz
President

MH/mn
c.c.
Mr. R.E. Phillips - Vice-President (Facilities and Services)
Mr. A.M. Rennie - Associate Vice-Preisdent (Facilities and Services)

*Celebrating our 75th Anniversary*
*1982 - 83*

11353-A
TECHNOCRACY
INC.

29 August 1983

B. J. Silzer, Administrative Director,
Board of Governors,
University Hall,
University of Alberta,
Edmonton, Alta.
T6G 2J9

Sir:

Your letter of August 9th is acknowledged and we have now received the response of Mr. R. E. Phillips, Vice-President, Facilities & Services, under date of 22 August, 1983.

We note (as you also will have no doubt noted) that Mr. Phillips deals only with the 'mercantile' aspect of our submission of 27 July to the Board of Governors, re-iterating the previous ruling of his Directorate.

Our appeal was based not only on the injustice of making the new policy retroactive against our long-time tenancy (a unique and discriminatory manoeuvre; King's College and lawyer Harry Midgley moved out of their own volition), but also, importantly, upon the academic aspect of our contribution to the resources of this campus, and the ethical aspect of such interference by a university with the academic and intellectual rights and freedoms which we are upholding.

We therefore reaffirm and re-submit our appeal to the Board of Governors for re-examination of our case against eviction.

Yours truly,

W.R. Fryers

Walter Fryers, Treas.

cc Mr. R. E. Phillips, Vice-President (Facilities & Services)

Address: 11353 A, Technocracy Inc., 9203.S 112 St. Edmonton, Alta. T6G 2C5

No statement of policy shall be binding upon the organization unless issued from Continental Headquarters of Technocracy Inc.

11353-A
TECHNOCRACY
INC.

29 August 1983

Dr. M. Horowitz,
President, University of Alberta,
University Hall,
Edmonton, Alta.
T6G 2J9

Dear Dr. Horowitz:

Your good offices are sought on behalf of our appeal to the Board of Governors for a review of our case against our eviction from our present and long-time premises at 9203.S 112th St. (HUB Mall). A copy of our submission is attached.

The present ruling, based upon monetary economics, is inappropriate to this university. Although legal, it is significantly short-sighted in respect to academic and ethical considerations. We submit that it would prove to be a serious and embarrassing mistake in the long term.

Our request is simply that you ensure our appeal is addressed and ruled upon by the Board of Governors.

Yours sincerely,

W R Fryers

Walter Fryers, Treas.

Address: 11353 A, Technocracy Inc., 9203.S 112 St. Edmonton, Alta. T6G 2C5

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11353-A
TECHNOCRACY
INC.

29 August 1983

B. J. Silzer, Administrative Director,
Board of Governors,
University Hall,
University of Alberta,
Edmonton, Alta.
T6G 2J9

Sir:

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We therefore reaffirm and re-submit our appeal to the Board of Governors for re-examination of our case against eviction.

Yours truly,

W.R. Fryers

Walter Fryers, Treas.

cc Mr. R. E. Phillips, Vice-President (Facilities & Services)

Address: 11353 A, Technocracy Inc., 9203.S 112 St. Edmonton, Alta. T6G 2C5

No statement of policy shall be binding upon the organization unless issued from Continental Headquarters of Technocracy Inc.

OFFICE OF THE VICE-PRESIDENT
(FACILITIES AND SERVICES)

THE UNIVERSITY OF ALBERTA
EDMONTON, ALBERTA, CANADA
T6G 2J9

IN REPLY PLEASE REFER
TO FILE

771

22 August 1983

Mr. Walter Fryers, Treasurer
Unit A, R.D. 11353
Technocracy Inc.
9203 - 112 Street
EDMONTON, Alberta T6G 2C5

Dear Mr. Fryers:

I am writing in reply to your letter of July 27, 1983 addressed to the Board of Governors of the University of Alberta.

I have reviewed your letter and other relative correspondence as well as a recent report from the Director of Housing and Food Services in which she states her reasons for not renewing Technocracy Incorporated's lease for space in the HUB Mall.

I wish to confirm that I support the action taken by Housing and Food Services to develop the image and reputation of the HUB Mall as a prime retail outlet. The University acquired the HUB Mall from the Students' Union at a time when there was a high vacancy on the Mall and no firm policies were in place respecting tenancy. Over the last few years this situation has changed and services such as a lawyer's office and the Non-Academic Staff Association of the University have moved elsewhere and have been replaced by retail services. The space at the north end of the Mall will become even more desirable as retail space as access from the Business Building and the Henry Marshal Tory Building is completed.

Yours truly,

R. E. Phillips, P.Eng.
Vice-President
(Facilities & Services)

REP:fsp

cc: B.J. Silzer

Board of Governors

The University of Alberta
Edmonton, Alberta
T6G 2J9
Telephone: 403 432-4954

August 9, 1983
Rec'd 16 Aug 83.

Mr. Walter Fryers, Treasurer
Unit A, R.D. 11353
Technocracy Inc.
9203 - 112 Street
Edmonton, Alberta
T6G 2C5

Dear Mr. Fryers,

I am writing to acknowledge your letter of July 27, 1983 in which you appeal the decision of the Department of Housing & Food Services to have Technocracy Inc. vacate the space it has rented in the HUB Mall.

By copy of this letter I am asking Mr. R. E. Phillips, Vice-President (Facilities & Services) to respond to your concerns on behalf of the University.

Yours sincerely

B. J. Silzer, Administrative Director

BJS/m

cc: Mr. R. E. Phillips, Vice-President (Facilities & Services)
Mr. A. Rennie, Associate Vice-President (Facilities & Services)
Ms. G. Brown, Director, Housing & Food Services

HOUSING AND FOOD SERVICES
UNIVERSITY OF ALBERTA
44 LISTER HALL • EDMONTON • ALBERTA • T6G 2H6 / (403) 432-4281
*Office of the Director*

August 5, 1983

Mr. Walter Fryers, Treasurer
11353 A -Technocracy Inc.
9203S 112 St.
Edmonton, Alberta
T6G 2C5

Dear Mr. Fryers:

As requested I am pleased to grant you a one month extension to your notice to vacate; hence the new date will be September 30th, 1983.

Sincerely,

Gail Brown

Gail Brown, Director
Housing and Food Services

GB:hh

c.c. E. Murray

11353-A
TECHNOCRACY
INC.

4 August 1983

Gail Brown, Director,
Department of Housing & Food Services,
University of Alberta, Lister Hall,
Edmonton, Alta.
T6G 2H6

Dear Ms. Brown:

When Mr. Gregory, Mr. Deacon and myself visited your office on 19th July to discuss our tenancy, you suggested you would consider an extra month of notice; viz. September, 1983.

We now find it desirable to take advantage of your offer, and if agreeable, would therefore consider your Notice to Vacate as effective 30 September 1983.

Yours truly,

Walt Fryers.

Walter Fryers, Treas.

Address: 11353 A, Technocracy Inc., 9203.S 112 St. Edmonton,Alta. T6G 2C5

No statement of policy shall be binding upon the organization unless issued from Continental Headquarters of Technocracy Inc.

Acknowledgement of Receipt — Avis de réception

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City / Ville: Edmonton — Province — Country / Pays — Postal CODE postal

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Technocracy Inc.
92035 - 112 St
Edm.
T6G 2C5

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No. Nº 1642

# Registration Receipt / Récépissé de recommandation

To / À

Name / Nom: Board of Governors

Post Office / Bureau de poste: Edmonton

Postal Code / Code postal

Postal regulations provide that indemnity will not be paid for damage to articles of a fragile or perishable nature. This receipt is necessary if enquiry is desired.

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*(Indemnité fixée à 30 dollars)

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# 11353-A
# TECHNOCRACY
INC.

27 July 1983

Board of Governors,
University Hall,
University of Alberta,
Edmonton, Alta.
T6G 2J9

Sirs:

An appeal is herewith made against the Notice to Vacate our rented premises in The HUB Mall, delivered to us on 29 June 1983 by the Director of Food and Housing Services of the University.

We have occupied these premises for over six years, and have been acknowledged to be model tenants. The ground cited for our eviction is that The HUB Mall is to be used for mercantile tenants only. This new policy is not only to be applied to new applicants for space but is also being made retroactive against our present and continuing tenure, which we submit is unfair. We have invested a great deal of time, money and effort in establishing our location not only on a community basis but province-wide and continent-wide.

Although this policy appears to have an economic purpose, we have been given no alternative choice based on increased revenue to the University, which we might be willing and able to meet.

Aside from commercial considerations, we have been supplying a unique service to the academic resources of the University. The body of thought constituted under the title 'Technocracy' is nowhere else presented to the academic community or the general public in this area. It is a volunteer contribution which we think should not be extinguished.

To our knowledge Technocracy is the only fundamental new approach to the economics of a high-energy society; to the problem of abundant production and diminishing man-hours. It is unique in that it originated and is primarily applicable in the North American context. It presents a technological solution to our pervasive technological problems, at the same time recognizing the social implications of our fast-advancing technology.

Freedom to make such a presentation within the University community is a matter of the utmost importance, particularly in these uncertain times. Qualified members of this Unit have given lectures on request in various departments, including Economics, Sociology, Anthropology, Philosophy, Industrial Arts, and in the Faculty of Education.

Address: 11353 A, Technocracy Inc., 9203.S 112 St. Edmonton,Alta. T6G 2C5

No statement of policy shall be binding upon the organization unless issued from Continental Headquarters of Technocracy Inc.

Our case does not rest only upon the economic equity involved but also, importantly, upon academic and intellectual rights and freedoms which we are upholding until such time as the University provides appropriate recognition and accommodation for the body of thought of Technocracy.

In view of the above considerations, and acting upon the suggestion of our legal counsel, an appeal is now made for a hearing of our case by the Board of Governors of the University of Alberta.

Upon your intervention depends our contemporary survival as a public entity in Edmonton.

Respectfully yours,

Walter Fryers,

Walter Fryers, Treas.,
for Unit A, R.D. 11353,
Technocracy Inc.

OFFICE OF THE VICE-PRESIDENT
(FACILITIES AND SERVICES)

THE UNIVERSITY OF ALBERTA
EDMONTON, ALBERTA, CANADA
T6G 2J9

IN REPLY PLEASE REFER
TO FILE 771

July 22, 1983
Rec'd. 25 July 83

Mr. Walter Fryers
Treasurer
Technocracy Inc.
9203S - 112 Street
HUB Mall
Edmonton, Alberta
T6G 2C5

Dear Mr. Fryers:

As agreed, I have reviewed the decision by Housing and Food Services to terminate your lease. After considerable thought, I must inform you that I support the decision of H & FS and therefore your two month notice to vacate effective August 1, 1983, will stand.

Although you have been model tenants, the overriding factor is the decision to allow only mercantile operations on the Mall. This policy has been in effect for some time and, in fact, other organizations have been refused tenancy on this basis.

Yours truly,

A. M. Rennie

A.M. Rennie
Associate Vice-President
(Facilities and Services)

AMR/mph

DEPARTMENT of HOUSING and FOOD SERVICES
HUB SHOPPING MALL COMPLEX
9106 - 112 STREET
432-2241

EDMONTON, ALBERTA
CANADA
T6G 2C5

TECHNOCRACY INC.,
9203S - 112 STREET,
EDMONTON, ALBERTA,
T6G 2C5

ATTENTION: MR. W. FRYERS

NOTICE TO VACATE

We hereby give you notice to deliver up possession of the premises known as 9203S - 112 Street, Edmonton, Alberta, which you hold as tenant, on the 31st day of August 1983.

Dated this 29th day of June 1983.

for GAIL BROWN, DIRECTOR,
DEPARTMENT OF HOUSING & FOOD SERVICES,
UNIVERSITY OF ALBERTA

DEPARTMENT of HOUSING and FOOD SERVICES
HUB SHOPPING MALL COMPLEX
9106 - 112 STREET
432-2241

QUAECUMQUE VERA

EDMONTON, ALBERTA
CANADA
T6G 2C5

28th June 1983

Mr. W. Fryers,
Technocracy Inc.,
9203S - 112 Street,
Edmonton, Alta.,
T6G 2C5

Dear Mr. Fryers,

RE: PREMISES LEASE

As you are aware the Technocracy Inc. lease on the premises at 9203S - 112 Street came up for renewal on April 1st 1983 and pursuant to Paragraph 57 of such lease Technocracy Inc. occupy the premises as a tenant from month to month.

During the last few years HUB Mall has developed to be a viable retail area and space is no longer being leased for purposes other than retail or services (dry-cleaners, shoe makers, tailoring &c.).

We appreciate the manner in which you have carried out your obligations under the lease and trust your organization will be able to find suitable alternative premises.

Yours very truly,

Ruth M. Fraser

Ruth M. Fraser
Manager, HUB Complex

ENC.